

A meeting of the Fayette County Board of Commissioners was held at 10 a.m. on Thursday, April 18, 2019, at the Public Safety Building, 22 East Main Street, Uniontown PA.

In attendance-

Commissioner Chairman Vincent A. Vicites
Commissioner Dave Lohr
Commissioner Angela M. Zimmerlink
Chief Clerk Amy Revak
Chief County Solicitor Jack Purcell

Commissioner Vicites asked everyone to please rise. A local member of the clergy led the room in prayer. The pledge of allegiance was recited. Commissioner Vicites welcomed everyone to the meeting at 10:04 a.m.

Proclamations

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to approve the following proclamations.

Equal Pay Day- April 2, 2019

Pennsylvania 811 Safe Digging Month- April 2019

Child Abuse Prevention Month- April 2019

Foster Parent Appreciation Month- May 2019

Mental Health Awareness Month- May 2019

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioner Zimmerlink read the proclamation for Equal Pay Day- April 2, 2019. Representatives of local business women's groups spoke and thanked the commissioners for the proclamation and introduced themselves.

Commissioner Lohr read the proclamation for Pennsylvania 811 Safe Digging Month- April 2019.

Commissioner Vicites read the proclamation for Child Abuse Prevention Month- April 2019. Representatives thanked the commissioners for the proclamation.

Commissioner Zimmerlink read the proclamation for Foster Parent Appreciation Month- May 2019. Representatives thanked the commissioners for the proclamation.

Commissioner Vicites read the proclamation for Mental Health Awareness Month- May 2019. The commissioners were thanked for the proclamation.

Public Comment on Agenda Items- None

Chief Clerk Revak said there was a request to add an agenda item.

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to amend the agenda to consider approving the consent to lease between the County of Fayette, by its designated authority, Fayette County Mental health/Mental Retardation Program, now known as Fayette County Behavioral Health Administration, and Chestnut Ridge Counseling Services, Inc., dated December 11, 2018, a copy of which is attached hereto and incorporated by reference.”

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioner Vicites asked if there was any public comment on the agenda item, and then read it. Commissioner Zimmerlink asked if this was because of the change of name for the organization. Solicitor Purcell said this lease is renewed every year. He said the property was leased years ago by MH/MR to Chestnut Ridge, which has a gas lease on the property. He said the lease for the county requires that anything that Chestnut Ridge does gets approved. He said it is a formality, but it is required by Chestnut Ridge and is subject to a 99 year lease. Commissioner Vicites asked and there was no public comment.

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to approve the consent to lease between the County of Fayette, by its designated authority, Fayette County Mental health/Mental Retardation Program, now known as Fayette County Behavioral Health Administration, and Chestnut Ridge Counseling Services, Inc., dated December 11, 2018, a copy of which is attached hereto and incorporated by reference.”

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Adult Probation Office

Chief Clerk Revak read the agenda items.

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to approve the contract between Cordant Health Solutions and the County of Fayette on behalf of the Adult Probation Office for offender illicit substance use testing.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

After a vote, Commissioner Lohr confirmed that this expands the testing into fentanyl.

Assessment Office

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to approve the following for a real estate tax exemption as they have been qualified as 100% disabled veterans by the Veterans Administration of Pennsylvania.

Anthony T Fronius 140 Geary Dr Connellsville PA	140 Greary Dr 2.078 AC R1 RG RB3177-2137	Eff February 7, 2019 Upper Tyrone Township 39-13-0018
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David L Wrona 328 Walnut Hill Rd Uniontown PA	328 Walnut Hill Rd 5.063 AC R1 RG RB3210-623	Eff February 19, 2019 South Union Township 34-05-0258
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Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to approve five (5) assessors to attend continuing education classes at the AAP Conference at Station Square in Pittsburgh May 2nd. Cost is \$ 1,340 and was budgeted.

Commissioner Lohr yes

Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to enter into an agreement with the Laurel Highlands School District and South Union Township for appraisal services with Real Estate Appraisal & Marketing Associates, Sunbury PA, for two (2) assessment appeals in Fayette County Court of Common Pleas. Hilton Garden Inn 2518 of 2018 GD & Fairfield Inn 2541 of 2018 GD. Shared cost is based upon percentage of millage rates. County portion would be \$1,035 for each appraisal, 23% of total cost.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Fayette County Behavioral Health Administration

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve the following agreements and modifications.

	<u>Contract Value</u>	<u>Period</u>
<u>Modification Agreement #1 2018-2019</u>		
The Integrated Care Corporation	\$95,000	7/1/18-6/30/19
<u>HealthChoices Reinvestment Agreement -2016 Funds</u>		
Chestnut Ridge Counseling Services, Inc.	\$149,725	N/A
<u>HealthChoices Amendment #10 – 2019 (Ratification only)</u>		
Department of Human Services/ Fayette County	N/A	2019

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Children and Youth Services

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve a **FY2018-2019** Purchase of Service Agreements between the County of Fayette, through Fayette County Children & Youth Services / Fayette County Juvenile Probation, and **Summit School, Inc. d/b/a Summit Academy**, 900 Agnew Road, Pittsburgh, PA 15227 for residential providers including group home setting on an as needed basis. The rates are as follows:

Initial Clothing \$250.00	
Residential	Rate
Residential-SR	
Cert # 472040; 448080; 448090; 448100	\$ 176.06
Drug & Alcohol-DA	
Cert # 472040; 448110; 448120; 448130; 448140	\$ 220.65
Shelter-SP	
Cert # 472040; 448070	\$ 279.83

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve a **FY2018-19** Purchase of Service Agreement Addendum between the County of Fayette, through Fayette County Children & Youth Services & **Brent Eric Peck, Esquire**, 111 East Main Street, Uniontown, PA 15401. Attorney Peck was court appointed to represent children in dependency proceedings. The purpose of the Addendum is to include the following requirements:

1. Mandatory attendance at all Judicial Review Hearings unless prior permission for absence or coverage by another GAL was granted by Judge Vernon or Judge Cordaro.
2. Mandatory participation in all Family Engagement Initiative (FEI) activities, trainings, and meetings.
3. Failure to abide by requirements within the Addendum may result in discontinuation of services under the Purchase of Service Agreement and reassignment of cases.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve a **FY2018-19** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services / Fayette County Juvenile Probation, and **Mid-Atlantic Youth Services Corp.**, 12 Dakota Drive, Allegheny-Clairton Industrial Park, Emlenton, PA 16373, for residential and secure residential treatment services for adolescents on an as needed basis. The rate is as follows:

Initial Clothing - \$250.00	
Cert # 444170 Secure Treatment	\$ 340.00/ day

Cert # 444180 Intensive Open Residential Treatment	\$ 284.00/ day
Cert #204100 Secure Treatment	\$ 362.25/ day
Cert #207860 Secure Treatment	\$ 362.25/ day

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Controller

Controller Scott Abraham presented the following financial condition of the county.

Office of the Controller

Fayette County, Pennsylvania

SCOTT T. ABRAHAM
Controller



Phone (724) 430-1217
Fax (724) 430-1366

DATE: April 16, 2019

GENERAL FUND

Cash Balance	General Ledger	\$	1,620,873.93
TRAN Tax Anticipation Note		\$	8,000,000.00
2019 Revenue:	Budget	\$	36,916,825.37
	YTD	\$	4,832,117.59
	% Used		13%
2019 Expenditures:	Budget	\$	36,969,841.17
	YTD	\$	9,198,252.36
	% Used		27%
2018 Expenditures Paid in 2019		\$	645,805.99

DUE TO GENERAL FUND

Loan Receivable from CYS/Fund 36	\$	590,000.00
Payroll Payments Due	\$	-
TOTAL		<u>\$ 590,000.00</u>

ACT 13 MARCELLUS SHALE FUND/FUND 13

Cash Balance	Marcellus Shale	\$	296,652.32
Cash Balance	Legacy Funds	\$	156,349.44
Cash Balance	Bridge Dept Funds	\$	1,095,839.93
TOTAL		<u>\$</u>	<u>1,548,841.69</u>

CAPITAL RESERVE FUND/FUND 51

Cash Balance	\$	44,635.32
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CAPITAL FUND/FUND 53

Cash Balance	\$	3,048.05
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FAYETTE COUNTY COURTHOUSE • 61 EAST MAIN STREET • UNIONTOWN, PENNSYLVANIA 15401

Courts

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify a contract for Constable Services for Security at the Magisterial District Judge Offices for Claude Saynes of Smithfield at rate of \$20.00 per hour, effective April 1, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Human Resources

BUILDING & GROUNDS

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the resignation of James Moore, Custodial, effective March 13, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the separation of employment of Travis Frankhouser, Maintenance Worker III, effective March 15, 2019, due to his passing.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the resignation of Krystal Long, Maintenance Worker I, effective March 29, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the transfer of Kathleen Clements to Custodial, SEIU, Pay Grade 3, Step B, \$12.34/hr. (\$24,063.00 annually) effective April 8, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

COMMISSIONERS

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the hiring of Kenneth Hess, West Nile Virus Coordinator, Non-Union Supervisor, SR, Pay Grade 18, \$18.22/hr. (\$35,529.00 annually) effective March 25, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

FACT

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the resignation of Kelly Bradigan, Accounting Manager, effective March 29, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the hiring of Robert Smith, Part-Time Bus Driver (Non-CDL), SEIU, SR, Pay Grade 8, \$12.77/hr. effective April 1, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the hiring of Ralph Tennant, Part-Time Bus Driver (Non-CDL), SEIU, SR, Pay Grade 8, \$12.77/hr. effective April 1, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the hiring of Jeremy Fike, Full-Time Bus Driver (Non-CDL), SEIU, SR, Pay Grade 8, \$12.77/hr. (\$24,901.50 annually) effective April 8, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

PUBLIC DEFENDER

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the promotion of Amy Chuska to Legal Secretary III, SEIU, Pay Grade 9, Step SR, \$13.23/hr. (\$25,798.50 annually) effective March 18, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the resignation of David Kaiser, Assistant Public Defender, effective April 4, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a vote, Solicitor Purcell said that Mr. Kaiser was in the office for many years and did a very good job. He said that he stayed long after most people leave, and he did a very good job. Commissioner Vicites thanked him for his efforts.

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the hiring of Christa Bricker, Department Clerk I, SEIU, SR, Pay Grade 3, \$10.86/hr. (\$21,177.00 annually) effective April 8, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

TAX ASSESSMENT

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to ratify the resignation of Cory Coffman, Assessor I, effective March 15, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to approve the transfer of Jennifer Thomas to Assessor I, SEIU, Pay Grade 12, Step A, \$16.27/hr. (\$31,726.50 annually) effective April 22, 2019.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Planning, Zoning and Community Development

Art Cappella asked if the first item could be tabled so more information could be gathered. Solicitor Purcell said he met with Art, adding this is a Costar procurement and there were questions about add on charges for installation that need answered.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to table to the May meeting the selection of playground equipment for Fayette County Park – Jacob’s Creek – designed and produced by Kompan Company. Kompan’s total co-star bid is \$146,325.00. The Jacob’s Creek Park Committee reviewed proposals prepared by four (4) companies: Landscape Architects, GameTime, Jeffrey Associates, and Kompan. Two of the four project bid amounts were greater than our project budget at \$229,465.80 and \$198,885.00 respectively. The committee is recommending to the commissioners Kompan company.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve a grant application to Pennsylvania Department of Community and Economic Development – Commonwealth Finance Authority grant program for construction of a roadway inside Jacob’s Creek Park (length of roadway 1,000 feet), as

well as additional playground-themed-equipment. Total project cost is to be determined. PA-DCED-CFA Application fee is \$100.00.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to approve the appointment of five or six individuals for participation on the Transportation Demand Management Committee/Strategic Action Plan for the 10-county region, which is a stakeholder committee representing a wide array of public agencies, including local governments, major employers, academic institutions and major venues.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a second, Commissioner Zimmerlink asked if this was simply a motion to start the process. Commissioner Vicites said it was, adding that they hadn't sought people to serve on the board yet.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to place on the agenda approval of submission of a grant application to the Pennsylvania Department of Conservation and Natural Resources (DCNR) for \$330,000.00 for construction of 1.5 miles of the Sheepskin Trail in Georges Township. There is a 50/50 match requirement. Match has been secured via the value of donated land by Malkan in the amount of \$129,500.00 and in the form of a \$200,000.00 cash match with 2 percent of the funds from the hotel tax awarded to National Road Heritage Corridor (NRHC) specifically for the Sheepskin Trail.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a motion, Commissioner Vicites said if they could get the money for the trail it would enhance it, adding there are thousands of people using the trail in South Union Township and this will give them additional mileage to ride if they can get it in Georges Township. He said this project includes no bridges or tunnels.

Public Works

Ray Eicher presented the agenda items.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to extend the Right-of -way and easement agreement with Columbia Gas at German/Masontown Park.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to advertise the replacement of approximately 80 feet of 8” steam pipe and approximately 80 feet of 2 ½” Return line for the courthouse heating system.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to ratify Change Order #2 Raimondo Stone in the amount of \$77,603.00 for work on the Public Service Building rear wall project.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to award Bid 19-03 floor stripping and waxing to American Cleaning & Supply Services of Carmichaels at a rate of \$400.00 Month \$4,800.00 a Year for Maintenance and an amount of \$3,800.00 once a year to Strip Clean and place 2 coats of wax on all contracted Floor services. Contract to run April 2019 to March 31, 2022.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

After the vote, Commissioner Vicites said they are continuing to improve the courthouse with various projects, adding millions of dollars of improvements have been done in the past three years.

Tax Claim

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve the following Repository bids opened on April 2, 2019 subject to all conditions being met. Total bid amount of \$3,078.27.

Accepted Bids

Bidder Name	Parcel	Twp/City/Mun	Amount
Simple Estate Inc	38-04-0522	Uniontown City	\$951.27
James Kilo	15-22-0253	German Twp	\$1,800.00
Ceresa Palo	38-13-0441	Uniontown City	\$327.00

Rejected Bids

Bidder Name	Parcel	Twp/City/Mun	Reason
Amanda Fullmer	02-11-0055	Brownsville	Bid amount not enough
Brandon Lee	02-07-0099	Brownsville	Bid already in process
Daron Martin	02-12-0026	Brownsville	Envelope not marked

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioners

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to approve the March 12, 2019 commissioners agenda minutes.

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Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to approve the March 21, 2019 commissioners meeting minutes.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to amend resolution 18-12-20-46 to read “approval to waive county taxes on parcel 19-33-0025 in Luzerne Township owned by Luzerne Township for years 2012-2018.”

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to waive any and all penalties and interest related to delinquent hotel taxes for the period of March 2018 through and including October 2018 for the Ramada Inn (formerly the Park Inn) located in North Union Township, Fayette County, Pennsylvania.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a vote. Solicitor Purcell explained that the request was made by the owner of the property. He said there was a court proceeding and they were unable to pay timely. Only the penalties and interest are being waived.

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to waive county taxes on parcel 28-08-0070 (the Senior Center) in Perryopolis Borough for the years 2017-2019 in the amount of \$816.88, as requested by the Perryopolis Parks & Recreation Authority (PPRA).

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the following transfer from the 2019 budget.

		3/29/19		
Department		Cost Center	Debit	Credit
Coroner’s Office				
Materials/supplies		01419352000	\$472.00	
Jury fees		01419353170		\$472.00
Total Debits	\$472.00	Total Credits	\$472.00	

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Public Announcements

Anyone interested in serving on the Industrial Development Authority Board is asked to submit a letter of interest to Joe Ambrose at 61 East Main Street, Uniontown Pa 15401 or by email at jambrose@fayettepa.org by April 29, 2019. Anyone wishing to serve on the Transportation Demand Management Committee/Strategic Action Plan for the 10-county region is also asked to submit letters of interest before April 29, 2019.

Public Comments:

Adjournment

A motion was made by Commissioner Vicites and seconded by Commissioner Zimmerlink to adjourn the meeting.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously